

9200/2621

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
RESPONSE TO NOTICE OF ABANDONMENT DATED: 07/03/02	Atty. Docket No. DUPONT1120-1



MAY - 9 2003

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

Applicant Michael J. Penberth, et al.	
Application Number 09/262,778	Filed 03/04/99
For Method and System for Calibrating the Scan Amplitude of an Electron Beam Lithography Instrument	
Group Art Unit 2621	Examiner Chawan, S.
Confirmation Number: 9973	

Asst. Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

<p align="center">Certificate of Mailing Under 37 C.F.R. § 1.8</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on <u>July 23, 2002</u>.</p> <p align="center"><i>Janice Pampell</i> Janice Pampell</p>
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In response to the Notice of Abandonment mailed July 3, 2002, the Applicant respectfully requests that the Examiner withdraw the Notice in view of the following remarks.

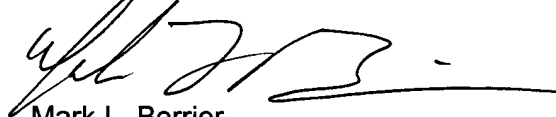
The Applicant notes that the application is considered abandoned as a result of the lack of receipt of a response to the Office Action mailed on August 29, 2001. The Applicant respectfully points out that a response to this Office Action was timely filed via facsimile transmission on November 29, 2001. A copy of the response and the corresponding transmittal is attached hereto as Tab 1. A copy of the U.S. Patent and Trademark Office return receipt confirmation page indicating receipt of the response is attached hereto as Tab 2. The Applicant notes that the transmission report (located behind the cover sheet in Tab 1) shows successful transmission of all eleven pages of the response.

In light of the foregoing, the Applicant submits that the response to the August 29, 2001 Office Action was timely filed, and that the application should not be considered abandoned. The Applicant therefore respectfully requests that the holding of abandonment be withdrawn and that the response to the August 29, 2001 Office Action be considered.

If the Examiner has any questions about the foregoing, or if there are any issues that can be resolved by telephone conference, the Examiner is requested to contact the undersigned.

Respectfully submitted,

Gray Cary Ware & Freidenrich LLP
Attorneys for Applicant



Mark L. Berrier
Reg. No. 36,066

Dated: July 23, 2002

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FAX TRANSMISSION COVER SHEET

November 29, 2001

To:

Sheela Chawan
US Patent Office

Telephone:

703.305.4876

Fax Number:

703.872.9314

From: Mark L. Berrier
512.457.7016

Client-Matter Number: 103631.991121

Re: Response to Office Action dated August 29, 2001 for DUPONT1120-1

Pages: - 11 - (including this form) Originals: ☐ will be mailed ☒ will not be mailed

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Message:

Attached please find the Response to the Official Action mailed August 29, 2001.

Thank you,

Mark L. Berrier

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(Form Rev. 6/5/00)

Gray Cary\AU\4072941.1
103631-991121

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Mark L. Berrier

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